

AGENDA
TEXAS WATER DEVELOPMENT BOARD
May 9, 2024 – 9:30 AM

1700 Congress Ave., Stephen F. Austin Building, Room 170
Austin, Texas 78701

VIA GO TO WEBINAR
PLEASE SEE www.twdb.texas.gov

1. Discussion regarding outreach efforts and activities by the Board.
2. Quarterly Contracting and Purchasing Report (Cameron Turner)
3. Consider approving by resolution the establishment of new tax-exempt and taxable lending rate scales for the Texas Water Development Fund II Water Financial Assistance Account (DFund II) to be effective May 9, 2024. (David Duran)
4. Consider authorizing the Interim Executive Administrator, Chief Financial Officer, General Counsel, Development Fund Manager, and Director of Debt and Portfolio Management to initiate the SWIRFT bond sale and approve the selection of financial advisor, bond counsel, disclosure counsel, and senior and co-managing underwriters for the 2024 SWIRFT bond sale. (David Duran)
5. Consider approving delegation of authority to the Executive Administrator for the purchase of motor vehicles for the Texas Water Development Board (TWDB) fleet for a total amount not to exceed \$472,500 for Fiscal Years (FY) 2024–2025. (Kelly Burton)
6. Consider approving a contract extension and associated increase to the Fiscal Year (FY) 2024 Information Technology (IT) contract, which provides temporary services of an Applications Architect III, by \$77,746 with a new contract total not to exceed \$552,746 for FY 2024 – 2025. (James Hulgan)
7. Consider authorizing publication of the Draft 2024 State Flood Plan for public comment and posting notice of public meeting, public comment period, and intent to adopt the 2024 State Flood Plan. (Reem Zoun)
8. Consider acknowledging by resolution gifts and donations of \$500 or more in value given to the Texas Water Development Board in accordance with Chapter 575 of the Texas Government Code. (Kendal Kowal)
9. Consider authorizing the publication of an adoption of a review of rules in 31 Texas Administrative Code (TAC) Chapter 355. (Kendal Kowal)
10. Consider authorizing the publication of an adoption of a review of rules in 31 Texas

Administrative Code (TAC) Chapter 356. (Alexis Lorick)

11. Consider authorizing the publication of an adoption of a review of rules in 31 Texas Administrative Code (TAC) Chapter 365. (Michael Perez)
12. Consider authorizing the publication of the adoption of amendments to 31 Texas Administrative Code Chapter (TAC) Chapter 360, relating to the designation of river and coastal basin boundaries. (Carla Guthrie)
13. Consider making a determination that a nuisance dangerous to the public health and safety exists in the area to be served by the Economically Distressed Areas Program project proposed by the City of Brady (McCulloch County) and approving by resolution a request from the City of Brady for \$2,265,500 in financial assistance consisting of \$680,000 in financing and \$1,585,500 in grant from the Economically Distressed Areas Program for planning, design, and construction of a water distribution system improvements project. (Dain Larsen)
14. Consider approving by resolution a request from the City of Brady (McCulloch County) for \$5,234,693 in financial assistance consisting of \$2,565,000 in financing and \$2,669,693 in principal forgiveness from the Drinking Water State Revolving Fund Lead Service Line Replacement Program for planning, design, and construction of a lead service line replacement project. (Dain Larsen)
15. Consider approving by resolution a request from the City of Devine (Medina County) for \$11,561,224 in financial assistance consisting of \$5,665,000 in financing and \$5,896,224 in principal forgiveness from the Drinking Water State Revolving Fund Lead Service Line Replacement Program for planning, design, and construction of a water system project. (Dain Larsen)
16. Consider approving by resolution a request from the City of Blanco (Blanco County) for \$3,903,919 in financial assistance consisting of \$3,390,000 in financing and \$513,919 in principal forgiveness from the Drinking Water State Revolving Fund for planning, acquisition, design, and construction of a water system project. (Dain Larsen)
17. Consider approving by resolution a request from the City of Mission (Hidalgo County) for \$4,100,000 in financing from the Texas Water Development Fund for planning, acquisition, and design of a water treatment plant expansion project. (Mireya Loewe)
18. Consider approving by resolution a request from the City of Fort Worth (Tarrant County) for \$59,000,000 in financing from the Clean Water State Revolving Fund for construction of a wastewater treatment plant improvement project. (Joe Koen)
19. Consider approving by resolution a request from Greater Texoma Utility Authority on behalf of Arledge Ridge Water Supply Corporation for \$2,880,000 in financial assistance from the Texas Water Development Fund for planning, design, and

construction of a water system improvement project. (Joe Koen)

20. Consider amending by resolution, the previously adopted Texas Water Development Board Resolution Nos. 20-064 and 20-018, as amended by 23-078, to extend the Clean Water State Revolving Fund commitment period and loan closing schedule. (Joe Koen)
21. Consider approving by resolution a request from the City of Cut and Shoot (Montgomery County) for \$5,875,000 in financing from the Texas Water Development Fund for planning, design, and construction of a water system improvement project. Cut and Shoot 21828 (Nancy Richards)
22. Consider approval of the agency's 2025-2029 Strategic Plan and authorize the Executive Administrator to submit the agency's customer service survey to the Legislature along with the Strategic Plan. (Kathleen Ligon)
23. The Board will receive comments from the public on any matters within the jurisdiction of the TWDB the exception of matters which are subject to the ex parte prohibition found in Texas Government Code Section 2001.061.
24. The Board may adjourn into Executive Session and conduct a closed meeting to consider any item on this agenda if a matter is raised that is appropriate for the Board to conduct a private consultation with its attorney on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Government Code. The Board may conduct a closed meeting to receive legal advice and discuss pending or contemplated litigation, settlement offers, or the appointment, employment, evaluation, reassignment, duties, discipline or dismissal of specific Board employees, including the Executive Administrator and General Counsel, as permitted by Sections 551.071 and 551.074, the Texas Open Meetings Act, codified as Chapter 551 of the Texas Government Code. The Board may also meet in open meeting to take action on legal or personnel matters considered in the closed meeting as required by Section 551.102 of the Open Meetings Act, Chapter 551 of the Government Code. The Board may conduct a closed meeting to consider and discuss financial matters related to the investment or potential investment of the Board's funds, as permitted by Section 6.0601(a) of the Texas Water Code. The Board may also meet in open meeting to take action on a financial matter discussed in the closed meeting as required by Section 6.0601(b) of the Texas Water Code.

The next currently scheduled meeting of the Texas Water Development Board will be held on June 12, 2024. Other meetings may be scheduled and will be posted in compliance with the Texas Open Meetings Act.

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, large print

or Braille, are requested to contact Jacque Lustig at (512) 463-8676 two (2) workdays prior to the meeting so that appropriate arrangements can be made.

NOTICE: ENTRY TO THIS MEETING WITH A HANDGUN IS FORBIDDEN

This meeting is a public meeting under Chapter 551 of the Texas Government Code. Pursuant to Section 30.06, Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law) may not enter this property with a concealed handgun. Pursuant to Section 30.07, Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter H, Chapter 411, Government Code (handgun licensing law) may not enter this property with a handgun that is carried openly. For purposes of this notice, “property” means the room or rooms where the open meeting of the Texas Water Development Board is held.

This Board Meeting will be held both in person at the Stephen F. Austin Building, Room 170, and via webinar. Visitors who will attend the meeting via webinar can access the meeting using the following link:

<https://attendee.gotowebinar.com/register/6804410610308047702>

Visitors who wish to address the Board should complete a visitor registration card and either attend the meeting in person or arrange to address the Board via videoconference. The Texas Open Meetings Act prohibits visitor participation by telephone only. The visitor registration card is available at <http://www.twdb.texas.gov/board/visitor.asp> and should be completed and submitted by e-mail to Customer_Service@twdb.texas.gov *no later than 8:00 a.m. on May 9, 2024, or in person at the registration desk.*

Direct links to this information can be found on our website at www.twdb.texas.gov